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PTO/SB/97 (08-00)

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Application Number: 10/728,143

Filing Date: 12/4/2003

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1. Fee Transmittal
2. Response to 10/26/2005 Restriction Requirement

Total Pages Transmitted: 5  
571-273-8300  
BE1-0026US  
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PTO/SB/17 (12-04)

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|   |  |                          |                   |
|---|--|--------------------------|-------------------|
| Effective on 12/09/2004.<br>Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).<br><b>FEE TRANSMITTAL</b><br><b>For FY 2005</b> |  | <b>Complete if Known</b> |                   |
| <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27  |  | Application Number       | 10/728,143        |
|   |  | Filing Date              | 12/4/2003         |
|   |  | First Named Inventor     | Diggle III et al. |
|   |  | Examiner Name            | Phong H. Nguyen   |
|   |  | Art Unit                 | 3724              |
| TOTAL AMOUNT OF PAYMENT (\$ ) 0   |  | Attorney Docket No.      | BE1 - 0026US      |

## METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify): \_\_\_\_\_  
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## FEE CALCULATION

## 1. BASIC FILING, SEARCH, AND EXAMINATION FEES

| Application Type | FILING FEES |                       | SEARCH FEES |                       | EXAMINATION FEES |                       | Fees Paid (\$) |
|------------------|-------------|-----------------------|-------------|-----------------------|------------------|-----------------------|----------------|
|                  | Fee (\$)    | Small Entity Fee (\$) | Fee (\$)    | Small Entity Fee (\$) | Fee (\$)         | Small Entity Fee (\$) |                |
| Utility          | 300         | 150                   | 500         | 250                   | 200              | 100                   |                |
| Design           | 200         | 100                   | 100         | 50                    | 130              | 65                    |                |
| Plant            | 200         | 100                   | 300         | 150                   | 160              | 80                    |                |
| Reissue          | 300         | 150                   | 500         | 250                   | 600              | 300                   |                |
| Provisional      | 200         | 100                   | 0           | 0                     | 0                | 0                     |                |

## 2. EXCESS CLAIM FEES

| Fee Description   | Fee (\$) | Small Entity Fee (\$) |
|---|----------|-----------------------|
| Each claim over 20 or, for Reissues, each claim over 20 and more than in the original patent            | 50       | 25                    |
| Each independent claim over 3 or, for Reissues, each independent claim more than in the original patent | 200      | 100                   |
| Multiple dependent claims   | 360      | 180                   |

Total Claims: \_\_\_\_\_ Extra Claims: \_\_\_\_\_ Fee (\$): 50 Fee Paid (\$): \_\_\_\_\_  
 HP = highest number of total claims paid for, if greater than 20  
 Fee (\$): \_\_\_\_\_ Fee Paid (\$): \_\_\_\_\_  
 Indep. Claims: \_\_\_\_\_ Extra Claims: \_\_\_\_\_ Fee (\$): 200 Fee Paid (\$): \_\_\_\_\_  
 HP = highest number of independent claims paid for, if greater than 3

## 3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper, the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

| Total Sheets | Extra Sheets | Number of each additional 50 or fraction thereof                | Fee (\$) | Fee Paid (\$) |
|--------------|--------------|---|----------|---------------|
| _____        | _____        | _____ / 50 = _____ (round up to a whole number) x _____ = _____ |          |               |

## 4. OTHER FEE(S)

Non-English Specification, \$130 fee (no small entity discount)

Other: \_\_\_\_\_

|                                   |                         |                          |
|-----------------------------------|-------------------------|--------------------------|
| SUBMITTED BY                      |                         |                          |
| Signature                         | Registration No. 51,275 | Telephone (509) 324-9256 |
| Name (Print/Type) David A. Divine | (Attorney/Agent)        | Date 11/18/05            |

This collection of information is required by 37 CFR 1.138. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application Serial No. .... 10/728,143  
Filing Date ..... December 4, 2003  
Inventorship ..... Diggle III et al.  
Applicant ..... BellSouth Intellectual Property Corporation  
Group Art Unit ..... 3724  
Examiner ..... Phong H. Nguyen  
Attorney's Docket No. .... BE1-0026US  
Title: CUTTING GUIDE

**RESPONSE TO OCTOBER 26, 2005 RESTRICTION REQUIREMENT**

To: **Mail Stop Amendment**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

From: David A. Divine (Tel. 509-324-9256 x233; Fax 509-323-8979)  
**Customer No. 49584**  
Lee & Hayes PLLC  
421 W Riverside Avenue, Suite 500  
Spokane, WA 99201

**INTRODUCTORY COMMENTS**

This communication is responsive to the Restriction Requirement dated October 26, 2005, for which the one-month shortened statutory period for response is set to expire on November 28, 2005 (Monday).